

Phillips County Commissioner Meeting

October 9, 2018

The board held a work session at 8:00 a.m. with Road & Bridge Manager Mike Salyards and Assistant Manager Kevin Scott.

The meeting was called to order at 9:00 a.m. Chairman Joe Kinnie and opened with the Pledge of Allegiance. Also present were County Commissioners Don Lock and Harlan Stern, County Administrator Randy Schafer, County Clerk Beth Zilla and from the public, Terry Hofmeister.

Stern made a motion, seconded by Lock, to approve the minutes from the September 29, 2018 meeting as presented. Motion carried.

The board reviewed a batch of account payable for the month of September.

The board met with Dusty Johnson from State Representative Ken Buck's office. She updated the board on issues Representative Buck is supporting.

The board met with Harry and Ross Brinkema, Weed and Pest Manager Kerri Doleshall, Road and Bridge Manager Salyards and Assistant Manager Scott. Ross Brinkema brought up concerns about the lack of control of noxious weeds that are growing next to his fields in the county right-of-way. They discussed the merits of grassed ditches vs bare ground ditches. They also discussed implementing a policy similar to Nebraska where land owners are required to mow or spray the right-of-way adjacent to their land.

Stern made a motion, seconded by Lock, to approve a step increase for Weed and Pest Manager Kerri Doleshall. Doleshall will move to GN40 Grade 26, Step 5 at the annual base pay of \$37,571.57 plus annual addition pay of \$5,676 for total annual pay of \$43,247.56, effective October 01, 2018. Motion carried. He received a satisfactory performance appraisal.

The board met with Sheriff Thomas Elliot and Undersheriff JR Meyer to discuss a Gray and Black-Market Marijuana Enforcement Grant. Elliott would like to use the funds for a narcotic/tracking dog. The board agreed that they should pursue the grant.

Lock made a motion, seconded by Stern, to approve the request by Sheriff Elliot to advertise a deputy position. If no qualified applicant applies, then a monthly stipend contract will be offered to facilitate a potential officer attending the academy. Motion carried. Any contract for a stipend would still need to be approved by the board.

The board met with Ron Miles. Miles had a concern that the Sheriff's office was running traffic in Logan County. Sheriff Elliot and Undersheriff Myers confirmed that they transferred a prisoner in Fleming. Miles also commended the board on the change of management for the Road and Bridge department.

The board completed their annual review of the Phillips County Financial Policy. Lock made a motion, seconded by Stern, to keep the current policy with no changes. Motion carried.

Lock made a motion, seconded by Stern, to approve the first amendment to the governmental lease-purchase agreement with the Bank of Colorado as follows:

FIRST AMENDMENT TO GOVERNMENTAL LEASE – PURCHASE AGREEMENT

(Lease No. 6300001977)

THIS FIRST AMENDMENT TO GOVERNMENTAL LEASE - PURCHASE AGREEMENT

("Amendment") is made and entered into as of September 11, 2018, by and between BANK OF COLORADO ("Lessor"), and PHILLIPS COUNTY, COLORADO, a political agency or subdivision of the State of Colorado ("Lessee").

WHEREAS, Lessor and Lessee entered into a Governmental Lease – Purchase Agreement dated April 30, 2018 ("Lease") pursuant to which Lessor leased to Lessee certain equipment as more fully described therein ("Equipment").

WHEREAS, pursuant to Section 4(a) of the Lease, the parties agreed that the interest rate applicable to the principal portion of the Lease would be adjusted under certain circumstances, and such circumstances have now been met.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Interest Rate. Lessor and Lessee agree that, commencing on September 10, 2018, and continuing during the term of the Lease, the principal portion of the Lease will accrue interest at the rate of 3.19% per annum.

2. Payment Schedule. Exhibit A to the Lease (Payment Schedule) is hereby amended and replaced with Exhibit A attached to this Amendment.

3. Continuing Validity. Except as expressly amended herein, all terms, covenants, provisions, warranties and conditions of the Lease, as previously amended, shall remain in full force and effect and shall be enforceable in accordance with its terms.

4. Counterparts. This Amendment may be executed in a number of identical counterparts. If so executed, each of such counterparts is to be deemed an original for all purposes and all such counterparts shall collectively constitute one and the same agreement.

WHEREFORE, the parties have executed this Amendment as of the date first set forth above.

LESSEE:

PHILLIPS COUNTY, COLORADO, a political agency or subdivision of the State of Colorado

Motion carried.

The board had a conference call with Pavilion Project Manager Matt Brasby. He gave an update on each of the outstanding projects.

The board approved a letter of support for the Haxtun Health and Fitness Initiative.

The maintenance tractor purchase was reviewed. Schafer provided the following update:

"Last meeting you approved purchase of a 2019 Case IH 90C at a total cost of \$57,935.61 with Case/IH Financing (see left column). Last week I met with Chance Kramer to again review if the proposed 2019 90C had most of the features needed by the maintenance dept. Chance reviewed that and came back proposing the purchase of a new 2016 90C which is loaded with a lot more features than the proposed new 2019 90C. The 2016 90C has all the features except being able to run the snow blower. I met with Chance again last Friday. I asked Dan and Joe to sit in on the review. The offer to purchase the 2016 90C had to be exercised by Friday because some of the incentive programs ended Friday. Chance said if we would agree to purchase on Friday, they would have the unit shipped in. They will let us test it and if it does not meet our expectations, the agreement can be cancelled. We can proceed with financing (lease-purchase). I show Case/IH financing and a Lease-purchase through a bank. However, I think we can work out direct payment if we make one payment now and one in January out of the 2019 budget."

The board agreed to go ahead and test the 2016 90C before making a final decision to proceed.

The board met with Brian Gales of the Bank of Colorado. They reviewed one paragraph in the proposed naming rights contract. When agreement on the language was reached, Lock made a motion, seconded by Stern, to approve the following naming rights contract for the new pavilion with the Bank of Colorado.

Motion carried.

The board reviewed the following reports:

- 2019 Raceway contract and race dates
- MASA information
- Pavilion update
- IT Service contract
- OEM monthly report
- Cash reconciliation
- Property Assessment study
- ROT September log
- Event center Rentals

The meeting adjourned at 1:56pm.

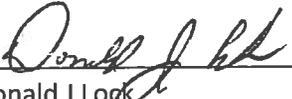
The board held a budget work session with County Administrator Schafer.

Submitted by Beth Zilla
Phillips County Clerk

County Commissioners



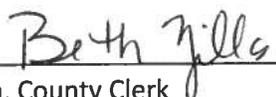
K Joe Kinnie



Donald J Logg



Harlan Stern

Attest: 

Beth Zilla, County Clerk